

1 OFFICE OF THE COUNTY COUNSEL
2 County of San Joaquin
3 DANIEL C. CEDERBORG, CSB #124260
4 Deputy County Counsel
5 JASON R. MORRISH, CSB#192686
6 Deputy County Counsel
7 Courthouse - Room 711
8 222 East Weber Avenue
9 Stockton, California 95202
10 Telephone: (209) 468-2980

11 Attorneys for Defendants,
12 COUNTY OF SAN JOAQUIN, SHERIFF BAXTER
13 DUNN and SHERIFF's DEPARTMENT
14 OF SAN JOAQUIN COUNTY

15
16 **UNITED STATES DISTRICT COURT**
17 **EASTERN DISTRICT OF CALIFORNIA**

18 ROBERT T. BROWN, individually and on
19 behalf of Class of Persons similarly situated,

20 Plaintiff,

21 vs.

22 COUNTY OF SAN JOAQUIN, SHERIFF
23 BAXTER DUNN, SHERIFF'S DEPARTMENT
24 OF SAN JOAQUIN COUNTY and DOES I
25 through X inclusive,

26 Defendants.

27 CASE NO. CIV.S-04-2008 FCD PAN (JFM)

28 **STIPULATED ORDER EXTENDING
TIME FOR OPPOSITION ON
COUNTY MOTION FOR SUMMARY
JUDGMENT**

29
30 Plaintiff ROGER T. BROWN and Defendants COUNTY OF SAN JOAQUIN, SHERIFF
31 BAXTER DUNN, DEPUTY RICHARD DUNSING, DEPUTY SEMILLO, DEPUTY
32 MENDEZ, and LT. MENDOZA, by and through their respective counsel, respectfully submit
33 this STIPULATED ORDER EXTENDING TIME FOR OPPOSITION ON COUNTY MOTION
34 FOR SUMMARY JUDGMENT for consideration by the Court. The Court has previously set
35 the hearing on the County Defendant's motion for summary judgment on April 21, 2006.
36 According to the court's local rules, Plaintiff's Opposition would be due on April 7, 2006.

1 Because Plaintiff's counsel, Mr. Nickerson, departs for Turkey this week and will not be
2 returning to this country from Turkey until April 5, 2006, the parties believe that good cause
3 exists for allowing Plaintiff a few days extra time to file and serve the Opposition papers. The
4 parties have met and conferred and have agreed to narrowing the matters at issue on this trial by
5 dismissing certain defendants and some of the causes of action.

6 **STIPULATION**

7 The Parties hereby stipulate and request the Court order as follows:

- 8 1. Defendants shall serve and file by electronic means their Motion for Summary
9 Judgment by March 21, 2006 in conformance with all local rules of court.
- 10 2. Plaintiff shall have until April 11, 2006 at 4:00 p.m. to file and serve by electronic
11 means Plaintiff's Opposition to Defendant's Motion for Summary Judgment. Plaintiff shall also
12 fax a copy of the Opposition papers to defense counsel by the close of business on April 11,
13 2006.
- 14 3. All other filing and service deadlines relevant to the Defendants' Motion for
15 Summary Judgment shall remain unaltered and Defendants shall file and serve their Reply
16 papers, if any, by April 14, 2006.

17 WHEREFORE, the parties stipulate to and request from the Court an order as follows:

- 18 1. Plaintiff shall have until April 11, 2006 at 4:00 p.m. to file and serve by electronic
19 means Plaintiff's Opposition to Defendant's Motion for Summary Judgment. Plaintiff shall also
20 fax a copy of the Opposition papers to defense counsel by the close of business on April 11,
21 2006.
- 22 2. All other filing and service deadlines relevant to the Defendants' Motion for
23 Summary Judgment shall remain unaltered and Defendants shall file and serve their Reply
24 papers, if any, by April 14, 2006.

25 ///

26 ///

27 **[Signatures and Proposed Order on Next Page]**

28

1 Respectfully submitted,

2 OFFICE OF THE COUNTY COUNSEL

3

4 Dated: March 20, 2006

5 By: /s/ Daniel C. Cederborg
6 DANIEL C. CEDERBORG
7 Deputy County Counsel

8 Attorneys for Defendants,
9 COUNTY OF SAN JOAQUIN, SHERIFF
10 BAXTER DUNN and SHERIFF'S
11 DEPARTMENT OF SAN JOAQUIN
12 COUNTY

13 Dated: March 20, 2006

14 By: /s/ Bruce W. Nickerson
15 BRUCE W. NICKERSON
16 Attorney at Law

17 Attorney for Plaintiff,
18 ROBERT T. BROWN

19 **ORDER OF THE COURT**

20 The Parties to this action having stipulated to an extension for the filing and service of
21 Plaintiff's opposition to the Defendants' motion for summary judgment and/or summary
22 adjudication, and good cause appearing,

23 IT IS HEREBY ORDERED THAT:

24 1. Plaintiff shall have until April 11, 2006 at 4:00 p.m. to file and serve by electronic
25 means Plaintiff's Opposition to Defendant's Motion for Summary Judgment. Plaintiff shall also
26 fax a copy of the Opposition papers to defense counsel by the close of business on April 11,
27 2006.

28 2. All other filing and service deadlines relevant to the Defendants' Motion for
29 Summary Judgment shall remain unaltered and Defendants shall file and serve their Reply
30 papers, if any, by April 14, 2006.

31 Date: March 21, 2006

32 /s/ Frank C. Damrell Jr.

33 Hon. Frank C. Damrell, Jr.
34 United States District Judge